

Court of Appeals, Division One
Civil - Family Court

1 CA-CV 15-0191 FC

ADES/TAYLOR v. PANDOLA

Appellate Case Information

Case Filed: 26-Mar-2015
Case Closed:

Dept/Composition

Department E

Hon. Diane M Johnsen
Hon. Patricia A Orozco
Hon. Kenton D Jones

Side 1. STATE OF ARIZONA ex rel. DES., Petitioner/Appellee

(Litigant Group) ADES

- Arizona Department of Economic Security

Attorneys for: Petitioner/Appellee ADES

Carol A Salvati, Esq. (AZ Bar No. 15539)

Side 2. TIFFANY G. TAYLOR, Petitioner/Appellant

(Litigant Group) TIFFANY G TAYLOR

- Tiffany G Taylor PRO SE

Side 3. THOMAS PANDOLA, Respondent/Appellee

(Litigant Group) THOMAS PANDOLA

- Thomas Pandola

Attorneys for: Respondent/Appellee

Jay R Bloom, Esq. (AZ Bar No. 16380)

CASE STATUS

Nov 29, 2016....Pending in ASC

PREDECESSOR CASE (S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	FC2002-010919	Filing of Foreign Judgment/Order		Veronica W Brame, Authoring Judge of Order		

DESCENDENT CASE (S)

ASC CV-16-0240-PR

CASE DECISION

29-Sep-2016 **OPINION**

Patricia Orozco.....Author
Diane Johnsen.....Concur
Kenton Jones.....Concur in part
Dissent in part

Filed: 29-Sep-2016

Mandate:

Decision Disposition

Affirmed in Part
Reversed in Part
Remanded

56 PROCEEDING ENTRIES

- 26-Mar-2015 FILED: Index of Record, Notice of Appeal from Maricopa County Superior Court filed 02/27/15
- 26-Mar-2015 FILED: e-Record on Appeal: Instruments/Minute Entries Exhibits - not sent at this time
- 6-Apr-2015 FILED: Notice to Parties re: Appellant's Fee/Case Management Statement/Brief Due
- 9-Apr-2015 FILED: State's Notice of Change of Counsel; Certificate of Service for State's Notice of Change of Counsel (Intervenor/Appellee)
- 20-Apr-2015 FILED: Notice of Payment of Filing Fee (Appellant)
- 23-Apr-2015 RECEIPT No.: 2015-00533 ; \$280.00, Authorization: 12018236065, Applied to: TIFFANY G TAYLOR - Class A Filing Fee (\$280.00) Paid for: Mouser Law Firm PLLC - By Integrated Resource Systems IN
- 23-Apr-2015 FILED: Supplemented Superior Court e-Record with Revised Index of Record (including Notice of Appeal dated/filed 4/10/15 - supplemental to Notice Filed 2/27/15; Signed Minute Entry re: Rule 81 filed 4/9/15)
- 24-Apr-2015 FILED: Case Management Statement (Appellant)

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9. 29-Apr-2015 FILED: Appellee's Notice re: Pandola's Appellee Fee Due/Appellant's Brief Due
10. 14-May-2015 FILED: Notice re: Payment of Appellee's Filing Fee; Certificate of Service Re: Notice re: Payment of Appellee's Filing Fee (Appellee Pandola)
11. 19-May-2015 RECEIPT No.: 2015-00688 ; \$140.00, Authorization: #38014906475, Applied to: THOMAS PANDOLA - Class B Filing Fee (\$140.00) Paid for: Katz & Bloom - By Integrated Resource Systems IN
12. 28-May-2015 FILED: Motion for a Procedural Order to Extend Opening Brief Deadline Pursuant to ARCAP 6(b)(1)(a); Certificate of Service (Appellant)
13. 28-May-2015 FILED: Motion to Extend Time for Transmitting Record; Certificate of Service (Appellant)
14. 1-Jun-2015 ORDERED: Motion for a Procedural Order to Extend Opening Brief Deadline Pursuant to ARCAP 6(b)(1)(a); (Appellant) = GRANTED. Due date EXTENDED from Friday, 06-05-2015 to Monday, 07-06-2015. FURTHER ORDERED: Motion to Extend Time for Transmitting Record (Appellant) = GRANTED/extending time for submitting transcript to/including 6/15/15. Melina Brill ProTem Judge - Author
15. 15-Jun-2015 FILED: Notice of Filing January 21, 2015 Hearing Transcript; Certificate of Service (Appellant Taylor-Hodge)
16. 15-Jun-2015 FILED: Reporter's Transcript of Proceedings 1/21/15 (Jordyn Hoffman) (Appellant Taylor-Hodge) (stricken per order filed on 9/3/15 - rsl)
17. 19-Jun-2015 FILED: State's Objection to Transcript Filed by Appellant; Certificate of Service for State's Objection to Transcript Filed by Appellant; Copy of e-mail submitted as supporting documentation for the State's Objection to Transcript Filed by Appellant (Appellee)
18. 6-Jul-2015 FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service
19. 6-Jul-2015 FILED: (Appellant's Opening Brief) Appendix
20. 9-Jul-2015 FILED: Notice of Errata Re: Table of Contents and Table of Citations; Certificate of Service (Appellant)
21. 16-Jul-2015 FILED: Request for Oral Argument; Certificate of Service (Appellant)
22. 16-Jul-2015 FILED: Notice of Errata Re: Certificate of Service; Certificate of Service (Appellant)
23. 21-Jul-2015 ORDERED: Granting State's Objection to Transcript Filed and striking the document filed 6/15/15 (purportedly transcript of 1/21/15). Barbara Vidal Vaught ProTem Judge - Author (vacated per order filed on 8/13/15 - rsl)
24. 30-Jul-2015 FILED: Notice Re: Lack of Proper Service; Certificate of Service (Appellant)
25. 31-Jul-2015 FILED: Motion for Leave to Submit an Amended Transcript; Certificate of Service (Appellant)
26. 31-Jul-2015 FILED: Notice of Withdrawal as Attorney of Record for Petitioner with Consent; Certificate of Service (Appellant)
27. 11-Aug-2015 FILED: State's Response to Appellant's Notice Regarding Lack of Proper Service; Certificate of Service for State's Response to Appellant's Notice Regarding Lack of Proper Service (Intervenor)
28. 12-Aug-2015 FILED: Motion to Extend Time to File Appellee's Answering Brief; Certificate of Service Re: Motion to Extend Time to File Appellee's Answering Brief (Appellee)
29. 13-Aug-2015 ORDERED: (Notice Re: Lack of Proper Service) vacating this court's 7/21/15 Order striking document filed in this court on 6/15/15. FURTHER ORDERED: Allowing appellant to/including 8/28/15 to file a response to appellee State of Arizona's Objection to Transcript, which was filed in court on 6/19/15. FURTHER ORDERED: State may file a reply in support of its Objection to Transcript on/before 9/7/15. Barbara Vidal Vaught ProTem Judge - Author

FURTHER ORDERED: Motion to Extend Time to File Appellee's Answering Brief (Appellee) = GRANTED. Due date EXTENDED from Monday, 08-24-2015 to Wednesday, 09-23-2015 for both appellees' Barbara Vidal Vaught ProTem Judge - Author

FURTHER ORDERED: Notice of Withdrawal as Attorney of Record for Petitioner with Consent (Appellant) = GRANTED. Barbara Vidal Vaught ProTem Judge - Author
30. 3-Sep-2015 ORDERED: granting State's objection and striking document filed in this court on 6/15/15 which is purportedly a transcript of 1/21/15 hearing. FURTHER ORDERED: Granting appellant's motion for leave to submit an amended transcript of 1/21/15 hearing. Amended transcript shall be filed w/ COA on/before 9/14/15. Barbara Vidal Vaught ProTem Judge - Author

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31.	14-Sep-2015	FILED: Notice of Filing Transcript of Proceedings; Certificate of Service; Exhibit A - Reporter's Transcript of Proceedings 1/21/15 (Jackie Goldsmith) (Appellant)
32.	17-Sep-2015	FILED: Motion to Extend Time to File Appellee's Answering Brief Without Objection; Certificate of Service of Motion to Extend Time to File Appellee's Answering Brief Without Objection (Appellee)
33.	18-Sep-2015	ORDERED: Motion to Extend Time to File Appellee's Answering Brief Without Objection; (Appellee) = GRANTED of all answering briefs. Due date EXTENDED from Wednesday, 09-23-2015 to Friday, 10-23-2015. Melina Brill ProTem Judge - Author
34.	24-Sep-2015	FILED: Notice of Non-Representation; Certificate of Service (Appellant)
35.	1-Oct-2015	FILED: State's Answering Brief and Appendix; State's Certificate of Compliance; State's Certificate of Service (Intervenor/Appellee)
36.	23-Oct-2015	FILED: Appellee's Answering Brief; Certificate of Compliance of Respondent/Appellee's Answering Brief; Certificate of Service Re: Respondent/Appellee's Answering Brief (Appellee Pandola)
37.	4-Dec-2015	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
38.	8-Dec-2015	ORDERED: Request for Oral Argument (Appellant) = DENIED. Hon Michael J Brown - Author
39.	14-Dec-2015	FILED: Supplemented Superior Court e-Record with Revised Index of Record
40.	14-Dec-2015	FILED: Additional Record on Appeal: Exhibits - HD 11/13/13 - List and # 1 2 4 5 6 8 9 10 11 23 25 26 27 29 30 31 32 34 35 38 39 40 41 42 in box.
41.	29-Dec-2015	CLNDR: CONFERENCE, Department E, 2-3-16, COURTROOM 1.
42.	29-Sep-2016	OPINION (Affirmed in Part, Reversed in Part, Remanded) Hon Patricia A Orozco - Author; Hon Diane M Johnsen - Concur; Hon Kenton D Jones Judge - Concur in part; Hon Kenton D Jones Judge - Dissent in part
43.	29-Sep-2016	FILED: Opinion Distribution List
44.	7-Oct-2016	FILED: Motion to Extend Time to File Motion for Reconsideration; Certificate of Service Re: Motion to Extend Time to File Motion for Reconsideration (Appellee)
45.	11-Oct-2016	FILED: ASC Order filed 10/11/2016 re: extending time for filing Petition for Review to 11/30/16
46.	12-Oct-2016	ORDERED: Motion to Extend Time to File Motion for Reconsideration (Appellee) = GRANTED. Due date EXTENDED from Friday, 10-14-2016 to Wednesday, 11-02-2016. Hon Diane M Johnsen - Author
47.	1-Nov-2016	FILED: ASC Order filed 11/01/2016 re: extending time for filing Petition for Review to 11/30/2016
48.	2-Nov-2016	FILED: Motion for Reconsideration; Certificate of Compliance Re: Motion for Reconsideration; Certificate of Service Re: Resondent/Appellee's Motion for Reconsideration; Exhibit "A" to Motion for Reconsideration (Appellee)
49.	7-Nov-2016	FILED: Request for Oral Argument Re: Motion for Reconsideration; Certificate of Service Re: Request for Oral Argument Re: Motion for Reconsideration (Appellee)
50.	7-Nov-2016	FILED: Notice of Supplemental Citation of Legal Authority Re: Motion for Reconsideration; Certificate of Service Re: Notice of Supplemental Citation of Legal Authority Re: Motion for Reconsideration (Appellee)
51.	10-Nov-2016	ORDERED: denying Appellant's [sic] motions (Motion for Reconsideration, Motion for Oral Argument on Motion for Reconsideration). For reasons stated within Judge Jones' dissent, he would vote to grant the Motion for Reconsideration. Hon Patricia A Orozco - Author (AMENDED per order filed 11/15/2016)
52.	15-Nov-2016	AMENDED ORDERED: denying Respondent/Appellee's motions (Motion for Reconsideration, Motion for Oral Argument on Motion for Reconsideration). For reasons stated within Judge Jones' dissent, he would vote to grant the Motion for Reconsideration. Hon Patricia A Orozco - Author
53.	29-Nov-2016	FILED: Email Notice from ASC re: Petition for Review filed 11/28/16; request for partial record
54.	29-Nov-2016	FILED: Letter forwarding partial record to Arizona Supreme Court
55.	30-Nov-2016	FILED: Email Notice from ASC re: Petition for Review filed 11/30/16; request for partial record
56.	1-Dec-2016	FILED: Letter forwarding partial record to Arizona Supreme Court